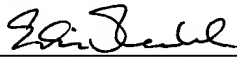




TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/920,230	
	Filing Date	August 1, 2001	
	First Named Inventor	Toms	
	Group Art Unit	3651	
	Examiner Name	J. Valenza	
Total Number of Pages in This Submission	16	Attorney Docket Number	2263/101

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply (\$_____) <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (____ months) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement (\$____) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Notice to File Missing Parts/Incomplete Application (\$____) <input type="checkbox"/> A copy of the Notice to File Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition (\$750) <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer (\$____) <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group (\$250) (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input checked="" type="checkbox"/> A self-addressed, prepaid postcard for acknowledging receipt <input type="checkbox"/> Check in the amount of \$____ <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Declaration of Jerry L. Toms (2 pages)
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge \$1000.00, and any additional fees required or credit any overpayments to Deposit Account No. 14-1138 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Edwin V. Merkel Nixon Peabody LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603-1051 Telephone: (585) 263-1128 Fax: (585) 263-1600
Signature	 Registration No. 40,087
Date	September 8, 2005

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]	
I hereby certify that this correspondence is being:	
<input type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop _____, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450	
<input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) _____	
Date	Signature
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09.09.05

DAC

EXPRESS MAIL CERTIFICATE

Applicant : Jerry L. Toms)
Serial No. : 09/920,230)
Cnfrm No. : 5306)
Filed : August 1, 2001)
For : DEVICE AND SYSTEM FOR USE IN)
IMAGING PARTICULATE MATTER)

Examiner:
J. Valenza

Art Unit:
3651

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OFFICE OF PETITIONS

This certificate is attached to the following papers:

- (1) Transmittal Letter (1 page)
- (2) Petition to Revive Unintentionally Abandoned Application Pursuant to 37 C.F.R. § 1.137(b) (3 pages with Exhibit 1 attached),
- (3) Declaration of Jerry L. Toms (2 pages),
- (4) Amendment (8 pages), and
- (5) Notice of Appeal (1 page).

“EXPRESS MAIL” NUMBER: EV685737988US

DATE OF DEPOSIT: September 8, 2005

I hereby certify that the above-noted papers are being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Edwin V. Merkel

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